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Paper No. 12

Motorola, Inc.
Law Department
8000 West Sunrise Boulevard
Fort Lauderdale, FL 33322

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JUL 14 2003

OFFICE OF PETITIONS

In re Application of :
Chung-Chieh Lee, et al. :
Application No. 09/803,259 : **ON PETITION**
Filed: March 9, 2001 :
Attorney Docket No. CM03403J :

This is a request for reconsideration under 37 CFR 1.137(b), filed May 6, 2003, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is **not** final agency action within the meaning of 5 U.S.C. § 704.

The petition, on reconsideration, does not satisfy requirement (1). While petitioners have submitted a declaration containing six signatures, the declaration is not acceptable under 37 CFR 1.63. As executed, it is unclear whether each inventor is attesting to being a joint inventor with the other inventors. The signature blocks for each of the inventors are set forth on separate sheets with no specific reference to this application on the sheet.

Given the format of the declaration, it cannot be determined if each inventor was presented with a declaration naming all of the actual inventors in compliance with 37 CFR 1.63 and 1.64. Accordingly, a new declaration(s) is required. For applicants convenience acceptable declaration forms PTO/SB/01, PTO/SB/02A and PTO/SB/02B can be obtained at www.uspto.gov.

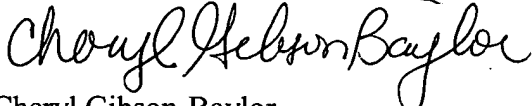
Further correspondence with respect to this matter should be addressed as follows:

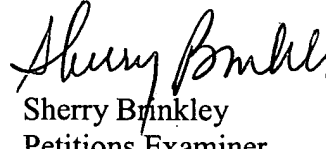
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Telephone inquiries concerning this decision should be directed to Cheryl Gibson-Baylor at (703)308-5111, or in her absence, Sherry Brinkley at (703)305-9220.


Cheryl Gibson-Baylor
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy


Sherry Brinkley
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